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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/363,234	07/27/1999	DOUGLAS E. OTT	15006.0008	7886

7590 07/18/2006

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TOLEDO, OH 43604

EXAMINER

MENDEZ, MANUEL A

ART UNIT	PAPER NUMBER
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3763

DATE MAILED: 07/18/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09-363-234

EXAMINER

ART UNIT	PAPER
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20060706

DATE MAILED:

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Commissioner for Patents

Please review the document attached to this cover sheet.

Manuel Mendez
Primary Examiner
Art Unit: 3763

Request for Clarification

The reply filed on April 11, 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

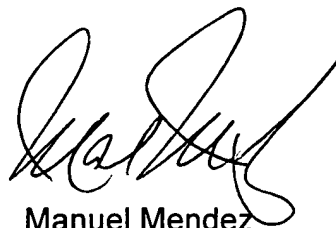
In order to expedite the prosecution of this application, the examiner respectfully requests further clarification concerning the support of the phrase "laparoscopic insufflator". The standard imposed by Section 112 clearly requires a written description of the invention in clear, concise, and exact terms. Accordingly, the definition of the phrase "laparoscopic insufflator" must be defined in clear, concise, and exact terms. The applicant's remarks suggest that the definition of the phrase in question can be obtained from (1) two patents incorporated by reference, U.S. Patent Numbers 6,068,609 and 5,411,474, and/or (2) the dictionary.

The examiner notes that in this particular case, if a person of ordinary skill in the art obtained definitions from each of the sources as suggested by the applicant, the structure of the apparatus in question would have structural variations depending on the source of the definition. These structural variations appear to violate the standards of Section 112 since said standard specifically requires "clear, concise and exact terms". The examiner invites applicant to provide arguments to overcome this issue and for clarification of the record. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Art Unit: 3763

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Manuel Mendez whose telephone number is 703-272-4977. The examiner can normally be reached on 0730-1800 hrs. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Nicholas D. Lucchesi can be reached on 571-272-4977. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink, appearing to read 'Manuel Mendez', is positioned above the printed name and title.

Manuel Mendez
Primary Examiner
Art Unit 3763

MM